

HALL COUNTY BOARD OF SUPERVISORS MEETING FEBRUARY 19, 2008

The Hall County Board of Supervisors met February 19, 2008, by published call in the County Board meeting room, 121 South Pine, Grand Island.

CALL TO ORDER - The meeting was called to order by Chairman Bud Jeffries.

INVOCATION - Invocation was given by Robert Rye.

PLEDGE OF ALLEGIANCE – The Pledge of Allegiance was given in unison.

ROLL CALL - Present on roll call were, Scott Arnold, Jim Eriksen, Robert Humiston, Bud Jeffries, Robert Rye and Daniel Wagoner. Lancaster was on a conference call. Also present was Deputy County Attorney Michelle Oldham

NOTICE OF OPEN MEETING LAW - Chairman Jeffries read the notice of open meeting law.

CONSENT AGENDA – Rye made a motion and seconded Humiston to approve the following by consent agenda

1. Placed on file the minutes of the February 5, 2008 meeting
2. 7b Placed on file the Public Works Quarterly Report for 2nd Quarter
3. 7e Set the bid opening for 9:30 a.m. on March 4, 2008 for the 2008 Gravel Bids
4. 8 Set the bid opening for the intensive use office chairs for March 18, 2008 at 10:30 a.m.
5. 9 Approved Resolution #08-0012 For the exchange of collateral for Five Points Bank in the amount of \$450,000.00
6. 12 Approved the final plat and Resolution #08-0010 For Skeen Subdivision
7. 13 Approved the bi weekly pay claims and regular claims
8. 14 Placed on file the office reports from Hall and Howard County Juvenile Services, County Sheriff, County Court and County Clerk
9. 15 Placed on file communications as received
10. 16 Placed on file the Hall County Treasurer's Miscellaneous Receipts

Arnold, Eriksen, Humiston, Jeffries, Rye and Wagoner all voted yes and none voted no. Lancaster was absent for the vote. Motion carried.

OFFICE REPORT HALL COUNTY CLERK JANUARY 2008

TITLE FEES STATE	\$ 14,401.00
TITLE FEES COUNTY	\$ 7,550.00
MARRIAGE LICENSES	\$ 345.00
RECORDING FEES	\$ 25.00
PHOTO FEES/FAX FEES & MISC.	\$ 6.25
PLAT BOOKS/OTHER	\$ 86.00
CERTIFIED COPIES MARRIAGE LICENSES	\$ 230.00
TIME CARD FEES	.00
RETURNED CHECKS	\$ 0.00
TOTAL	\$ 22,643.25

OFFICE REPORT
COUNTY COURT
JANUARY 2008

FINES (CO.)	\$ 49,585.73
OVERLOAD FINES	925.00
REIMBURSE SHERIFF FEES	2,016.52
WORK RELEASE FEES	700.00
REIMBURSE FAX COPIES	26.00
FINES (CITY)	10,070.95
REIMBURSE WITNESS FEES	953.84
BOND FORFEITURES	1,095.38
REIMBURSE CO. FEES	433.75
TOTAL	\$ 65,807.17

OFFICE REPORT
HALL COUNTY SHERIFF
DECEMBER 2007

TOTAL FEES MILEAGE & MISC	\$15,368.12
HANDGUN APPLICATIONS	75.00
TITLE INSPECTIONS	2,800.00
COPIES	44.00

OFFICE REPORT
HALL COUNTY SHERIFF
OCTOBER, NOVEMBER & DECEMBER 2007

HANDGUN APPLICATIONS	210.00
TITLE INSPECTIONS	9,740.00
COPIES	89.00

OFFICE REPORT
HALL COUNTY JUVENILE SERVICES
JANUARY 2008

JUVENILE REFERRALS	64 JUVENILES
JUVENILE OFFENDERS	0 JUVENILES
JUVENILE HOUSE ARREST	0 JUVENILES
TOTAL UNDER SUPERVISION	248 JUVENILES
FEES COLLECTED	\$ 1,470.00

OFFICE REPORT
HOWARD COUNTY JUVENILE SERVICES
JANUARY 2008

JUVENILE REFERRALS	0 JUVENILES
TOTAL JUVENILE ENROLLEES	10 JUVENILES
FEES COLLECTED FOR MONTH	\$ 750.00

PUBLIC PARTICIPATION – Chairman Jeffries called for public participation and Jessica Fiene Director of Project Extra Mile requested to speak. She stated that she took over as executive director in January. Project Extra Mile targets underage drinking issues. She distributed information to the board members.

9:10 a.m. Held a Board of Equalization meeting.

9:25 Returned to regular session

EXECUTIVE SESSION DISCUSSION ON ABACUS LITIGATION – Rye made a motion and Humiston seconded to go into executive session regarding the ABACUS litigation to prevent needless harm or injury to an individual and to protect the public interest. Arnold, Eriksen, Humiston, Jeffries, Lancaster, Rye and Wagoner all voted yes and none voted no. Motion carried.

9:30 a.m. executive session

9:43 a.m. Lancaster made a motion and Arnold seconded to go out of the executive session. Jeffries stated that no other subject was discussed no votes or action was taken. Arnold, Eriksen, Humiston, Jeffries, Lancaster, Rye and Wagoner all voted yes and none voted no. Motion carried.

11 DISCUSS AND TAKE ACTION ON LEGISLATIVE BILLS – Board Assistant Stacy Ruzicka reported that the only difference from last meeting was that LB 269 and LB 312 have been approved by the governor. LB 846 and LB 962 have moved to general file. She takes this information off of the legislative web site.

Lancaster stated that LB 772 regarding the Clerk of the District Court cost and LB 979 have had hearings but there is no other update on the status of the bills.

The Board member did not take any action on the legislative bills.

10 EXECUTIVE SESSION PERFORMANCE EVALUATION – Lancaster made a motion and Eriksen seconded to go into executive session regarding the performance evaluation to prevent needless harm or injury to an individual. Arnold, Eriksen, Humiston, Jeffries, Lancaster, Rye and Wagoner all voted yes and none voted no. Motion carried.

9:48 a.m. executive session

9:50 a.m. Arnold made a motion and Lancaster seconded to go out of executive session. Jeffries stated that no other issues were discussed and no votes or action was taken. Arnold, Eriksen, Humiston, Jeffries, Lancaster, Rye and Wagoner all voted yes and none voted no. Motion carried.

Lancaster made a motion and Rye seconded to authorize the personnel committee to present the personnel evaluation to the employee. Arnold, Eriksen, Humiston, Jeffries, Lancaster, Rye and Wagoner all voted yes and none voted no. Motion carried.

BOARD MEMBER'S REPORTS – Lancaster stated that she and Stacey attended the NIRMA annual conference and Hall County received another dividend check. They are also gathering items for the time capsule for the Corrections facility and CVB contributed a CD with information on it.

10:00 a.m. PUBLIC HEARING ON THE 1 AND 6 ROAD PROGRAM - Lancaster made a motion and Arnold seconded to open the public hearing. Arnold, Eriksen, Humiston, Jeffries, Lancaster, Rye and Wagoner all voted yes and none voted no. Motion carried.

County Surveyor Casey Sherlock stated that in the 1 & 6 program this year he wants to address the safety issues on the bridges and stated that they are struggling with the road overlays. He wants to address the bridges that are in the worst condition and determine which ones need to be addressed first, especially those that would have an economic impact on the farm to market travel.

Wagoner stated that the committee discussed addressing equipment purchases one year, then construction another year and then overlays. They also discussed using box culverts where ever possible.

Casey noted that on the Shad Bend project the City of Grand Island will bid it and the county will pay their share.

Jeffries stated that they discussed every project and tried to use box culverts instead of building bridges. Casey is trying to use less expensive methods to replace them.

Wagoner noted that with the metal culverts when the water sets in them they rust then collapse so they will try to use the box culverts to eliminate that problem. He also stated that the traffic counts were done on each of the projects.

Lancaster questioned if there would be an increase in the public works budget but Casey stated that they hope to keep it the same but just cycle the various projects.

Chairman Jeffries called for public participation.

Attorney Adam Palvelka, 726 East Side Blvd., Hastings, Nebraska was present representation John and Patsy Ellis and Russell Ellis. He requested to address Project 18 that is proposed. He stated that this project is to open a section line road and it will cross his client's property and this is not possible because of the interlocal agreement. The creation of this road would disturb the natural habitat. He also stated that his client's personal property would have to be moved in order to open this road. He is requesting that the county strike project 18 from the road program.

Mr. Sherlock explained that this project is on a section line to gain access to the property. This proposal is just to start the process to open this section line road.

John Amick, 410 Amick Avenue, Doniphan Nebraska requested to speak to the board. He stated that he is a member of the Regional Planning commission and the commission saw the 1 & 6 Road Program before it came to the County Board. The Commission approved the plan because they did not want to jeopardize the county's access to state funds, but he is unhappy with it. There is not enough money spent on the road to keep the up. The City will spend \$13 million on their streets and the County

only spends \$500,000.00 and this is too low. They are not keeping up. He questioned why the county board or public works did not have the courtesy to come to the planning commission meeting to discuss the problems with the road. Year after year they have tried to convince the county to address the South Locust area and address other paving projects in other areas of the county. He suggested that the county could cost share the projects with the townships in order to upgrade the roads and bridges if the township does not want to cost share on the bridges then maybe they could be closed. He questioned if there could be a way to have a bond issue to address paving rural roads. The County needs to look at other funding sources.

Jeffries expressed concern on adding any more paved road because the county needs to be able to maintain the current road and it is difficult to find the funding for all of the overlays.

Mr. Amick stated that if the county board informs the townships to address projects that they would like to see done by using a cost sharing program. He challenged the county to find other sources of funding to address the road. Jeffries noted that the County Surveyor is an elected official but they are also bound by budget constraints.

Arnold noted that the 18% of the land area is south of the Plate and 17% of the budget is spent in that area.

Jeffries recessed the public hearing on the 1 & 6 Road Program to hold the bid opening.

10:30 A.M. BID OPENING ON 4 CONCRETE CULVERTS FOR PROJECTS 340 (338) (339) (341) AND (342). The following bids were received:

CONTRACTOR	PROJECT C40(338)	PROJECT C40(339)	PROJECT C40(341)	PROJECT C40(342)	TOTAL BID	TIED	BID BOND
DIAMOND ENGINEERING	\$72,801.77	\$33,626.57	\$38,198.46	\$64,199.94	\$208,826.74	YES	ON FILE
L.J.WEBB CONTRACTORS	\$59,078.60	\$36,188.75	\$40,116.25	\$56,799.90	\$192,183.50	YES	ON FILE

Arnold made a motion and Lancaster seconded to refer the bids to the public works committee and they will review and come back with a recommendation. Arnold, Eriksen, Humiston, Jeffries, Lancaster, Rye and Wagoner all voted yes and none voted no. Motion carried.

10:45 A.M. BID OPENING FOR ASPHALT OVERLAY FOR SHADY BEND ROAD – The following bids were received:

BIDDER	BID BOND	SHADY BEND ROAD TYPE SP4	TYPE A	TIED
JIL ASPHALT	YES	\$354,891.26	\$284,466.36	N/A
GARY SMITH CONST	YES	\$345,009.90	\$285,245.65	N/A

Arnold made a motion and Wagoner seconded to refer to the public works committee and they will review and come back with a recommendation. Arnold, Eriksen, Humiston, Jeffries, Lancaster, Rye and Wagoner all voted yes and none voted no. Motion carried.

The Board returned to the public hearing on the 1 & 6. Chairman Jeffries called for public participation.

Lancaster stated that the County Board struggles financially to address the needs of the county this budget is the third largest. She stated that she is not familiar with the township issue and how this would affect the total county levy. She told Mr. Amick that she appreciates his idea and they need to look at his suggestion.

Wagoner state that he is on the Public Works committee and they looked long and hard At the proposed plan and the farm to market roads are addressed as the fund is available.

Jeffries noted that County Surveyor Casey Sherlock is an elected position and he answers to the public.

Chairman Jeffries called for public participation and non one responded.

Lancaster made a motion and Arnold seconded to close the public hearing. Arnold, Eriksen, Humiston, Jeffries, Lancaster, Rye and Wagoner all voted yes and none voted no. Motion carried.

Lancaster made a motion and Arnold seconded to accept the 1 & 6 Road Program as written. Arnold, Eriksen, Humiston, Jeffries, Lancaster, Rye and Wagoner all voted yes and none voted no. Motion carried.

Approved Resolution #08-011 Approving the 1 & 6 Road Program.

Chairman Jeffries called for a break so the public works committee could review the bids.

Returned to session.

BIDS FOR BOX CULVERTS – The committee reviewed the bids and Casey Sherlock recommend to award the bid to L.J. Webb as low bidder in the amount of \$192,183.50.

BIDS FOR ASPHALT OVERLAY – Mr. Sherlock stated that JIL was the low bidder on the asphalt but he is recommending to award the bid to Gary Smith Construction. He requested that the contractors bid the project using the Type A and a SP4 because of the traffic on this road. Type A uses a larger aggregate for heavier traffic and this used by the State of Nebraska. He requested an alternate type of asphalt that uses modified oil.

Arnold stated that Shady Bend Road has problems because of the high traffic and the bids also include milling and 4 inches of new asphalt. Casey stated that this could be delayed if the board wants more information, they also discussed doing one mile with one type of asphalt and 1 mile with another type to see how they hold up. Discussion was held to use concrete on the road but there is not enough base on the road. Casey stated that he is going to load restrict the road for 30 to 90 days after the asphalt is laid.

Arnold expressed concern on not selecting the low bidder. Casey stated there was concern on the quality of work from JIL so discussion was held to award the bid to Gary Smith Construction even though he was not low bidder. Jeffries stated that he would also like to use the low bidder.

Eriksen questioned if they could do one mile of each and noted that Gary Smith was low on the super pave. Casey stated that they could not do this because it was not bid that way.

ASPHALT BID - Arnold made a motion and Rye seconded to accept the bid from JIL Asphalt and authorize the Chair to sign the contract. Arnold, Eriksen, Humiston, Jeffries, Lancaster and Rye all voted yes and Wagoner voted no. Motion carried.

BOX CULVERT BID – Wagoner made a motion and Humiston seconded to accept the low bid from J.L. Webb for the box culverts and authorize the chair to sign the contract. Arnold, Eriksen, Humiston, Jeffries, Lancaster, Rye and Wagoner all voted yes and none voted no. Motion carried.

DISCUSS AND APPROVE REQUEST FROM COUNTY TREASURER AND ASSESSOR FOR NEW TERRA SCAN SYSTEM AS A PILOT COUNTY AND APPROVE FUNDING FOR PROJECT – This request was taken to the computer committee and because it was not budgeted this year they suggested that they come to the full board with the request. The Assessor and Treasurer would like to be a pilot county for this new program.

Bill Sheldon with Terra Scan was present he stated that the current software is used by 58 counties in Nebraska and the data base structure does not allow a lot of changes and is harder to use. They are introducing a new system and would like to keep the cost of implementation down the only cost would be the cost of training and the conversion

process. The total cost would be \$18,000.00 but if Hall County would be pilot county the cost would be cut in half. They would like to use Hall County because the Assessor, Treasurer and the Register of Deeds all have a module. This new system will allow room to add new features and would also offer online capabilities for the public. If Hall County used the new system they would ask some time commitment on the new features and functions as they are added.

Lancaster stated that this came to the computer committee and there would be cost savings if Hall County is a pilot county, but it was not budgeted by the computer department so it would have to be paid out of miscellaneous general.

Lancaster made a motion and Humiston seconded to approve the upgrade of the Terra Scan software and allow Hall County to be a pilot county. The cost would be paid from miscellaneous general.

Arnold noted that computer do not get rid of people they just do the job better and provide more information.

The vote on the motion to approve the upgrade was taken. Arnold, Eriksen, Humiston, Jeffries, Lancaster, Rye and Wagoner all voted yes and none voted no. Motion carried.

NEW OR UNFINISHED BUSINESS – Chairman Jeffries call for new or unfinished business and no one responded.

12:00 Meeting adjourned. The next meeting will be March 4, 2008 at 9:00 a.m.

Marla J. Conley Hall County Clerk